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PTO/SB/21 (02-04)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/619,940	
	Filing Date	July 14, 2003	
	First Named Inventor	Michalicek, M. A.	
	Art Unit	2872	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission	1	Attorney Docket Number	19930-001410

ENCLOSURES (Check all that apply)						
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement (2 pages), PTO Form SB 08A (2 pages), PTO Form SB 08B (2 pages), and 21 Non-Patent Literature Documents <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard				
<table border="1"><tr><td>Remarks</td><td>The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.</td></tr><tr><td colspan="2">No Fee Transmittal is attached as this IDS is being filed before the first Office Action has been received by Applicant.</td></tr></table>			Remarks	The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.	No Fee Transmittal is attached as this IDS is being filed before the first Office Action has been received by Applicant.	
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Townsend and Townsend and Crew LLP Roger T. Barrett Reg. No. 41,599
Signature	
Date	June 10, 2004

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Typed or printed name	Sara B. McPeak		
Signature		Date	June 10, 2004

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Attorney Docket No.: 19930-001410US

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On June 10, 2004



TOWNSEND and TOWNSEND and CREW LLP

*Sara B. McPeak*  
Sara B. McPeak

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

M. Adrian Michalicek

Application No.: 10/619,940

Filed: July 14, 2003

For: HIDDEN FLEXURE ULTRA  
PLANAR OPTICAL ROUTING  
ELEMENT

Examiner: Unassigned

Art Unit: 2872

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A (2 pages) and 08B (2 pages) and are being called to the attention of the Examiner. This application is a continuation of and relies upon the following the following patent for an earlier effective filing date under 35 U.S.C. § 120:

U. S. Patent Application No. 09/859,069, filed May 15, 2001,  
now U. S. Pat. No. 6,608,712.

In accordance with 37 CFR §1.98(d), copies of those U. S. Patents or Publications that have been previously submitted to or cited by the Office in the parent application, or in co-pending Patent Application no. 10/161,838, filed June 3, 2002, are not enclosed.


In accordance with 37 CFR §1.98(a)(2), copies of non-patent literature references are enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

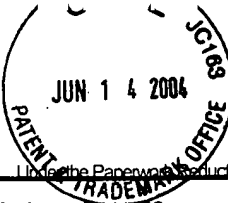
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Respectfully submitted,



Roger T. Barrett  
Reg. No. 41,599

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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet **1** of **4**

### Complete if Known

Application Number	10/619,940
Filing Date	July 14, 2003
First Named Inventor	Michalick, M.A.
Art Unit	2872
Examiner Name	Unassigned
Attorney Docket Number	19930-001410

### U.S. PATENT DOCUMENTS

Examiner	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code <sup>2</sup> (if known)			
	AA	4,330,175	05-18-1982	Yohji Fujii et al.	
	AB	5,212,582	05-18-1993	William E. Nelson	
	AC	5,279,924	01-18-1994	Keiji Sakai et al.	
	AD	5,414,540	05-09-95	Patel et al.	
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	AY	2002/0118472 A1	08-29-2002	Edward A. Hill	

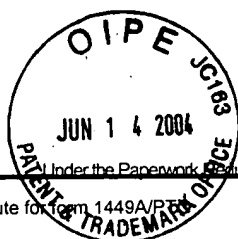
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PTO/SB/08A (10-01)

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STATEMENT BY APPLICANT**

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Sheet

2

of

4

**Complete if Known**

Application Number	10/619,940
Filing Date	July 14, 2003
First Named Inventor	Michalick, M. A.
Art Unit	2872
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Attorney Docket Number	19930-001410

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Examiner	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code <sup>2</sup> (if known)			
	AZ	2002/0135850 A1	09-2002	Hagelin et al.	
	BA	6,449,096 B1	09-10-2002	Larry Fabiny et al.	
	CA	2002/0149834 A1	10-2002	Mei et al.	
	CB	6,501,877 B1	12-31-2002	Robert T. Weverka et al.	
	CC	2003/0011863 A1	01-2003	Muller	
	CD	6,608,712 B2	08-19-2003	M. Adrian Michalick	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
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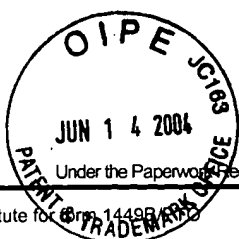
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Sheet **3** of **4****Complete if Known**

Application Number	10/619,940
Filing Date	July 14, 2003
First Named Inventor	Michalicek, M. A.
Art Unit	2872
Examiner Name	Unassigned
Attorney Docket Number	19930-001410

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CF	T. Akiyama, et al.; "Controlled Stepwise Motion in Polysilicon Microstructures," Journal of Microelectromechanical Systems, Vol. 2, No. 3, September 1993; pp.106-110	
	CG	C.M.A. Ashruf, et al., "Galvanic porous silicon formation without external contacts," Sensors and Actuators 74 (1999) pp. 118-122	
	CH	Kenneth Bean, et al., "Anisotropic Etching of Silicon," IEEE Transactions on Electron Devices, Vol. Ed-25, No. 10, October 1978	
	CI	Dino R. Ciarlo, "A latching accelerometer fabricated by the anisotropic etching of (110) oriented silicon wafers," Lawrence Livermore Nat'l Laboratory, March 1, 1992	
	CJ	A.S. Dewa, et al., "Development of a Silicon Two-Axis Micromirror for an Optical CrossConnect," Solid State Sensors and Actuators Workshop, Hilton Head, South Carolina, pp. 93-96	
	CK	Joseph Ford et al., "Wavelength Add Drop Switching Using Tilting Micromirrors," Journal of Lightwave Technology, Vol. 17, No. 5, May 1999	
	CL	J. Grade et al., "A Large-Deflection Electrostatic Actuator for Optical Switching Applications, Solid-State Sensor and Actuator Workshop, Hilton Head Island, South Carolina, June 4-8, 2000; pp. 97-100	
	CM	Robert E. Hopkins, <i>Some Thoughts On Lens Mounting</i> , Optical Engineering, September-October 1976, Vol. 15, No. 5, pgs. 428-430.	
	CN	V. Kaajakari et al.; "Ultrasonic Actuation for MEMS Dormancy-Related Stiction Reduction," In MEMS Reliability for Critical Applications, Proceedings of SAPIE Vol. 4180 (2000); pp. 60-65	
	CO	T.L. Koch et al., "Anisotropically etched deep gratings for InP/InGaAsP optical devices," J.App. Phys. 62 (8), 15 October 1987	
	CP	I. Nishi et al., "Broad-Passband-Width Optical Filter for Multi-Demultiplexer Using a Diffraction Grating and a Retroreflector Prism," Electronics Letters, Vol. 21, No. 10, 9 <sup>th</sup> May 1985	
	CQ	P. Phillippe et al., "Wavelength demultiplexer: using echelette gratings on silicon substrate," Applied Optics, Vol. 24, No. 7, 1 April 1985	
	CR	R. D. Rallison, White Paper on: <i>Dense Wavelength Division Multiplexing (DWDM) and the Dickson Grating</i> , January 6, 2001, 9 pages.	

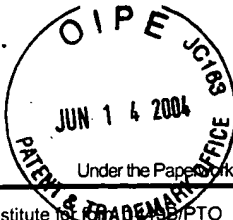
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Sheet 4 of 4

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	CS	M. Schilling et al., "Deformation-free overgrowth of reactive ion beam etched submicron structures in InP by liquid phase epitaxy," Appl. Phys. Lett. 49 (12), 22 September 1986	
	CT	Z. J. Sun et al., Demultiplexer with 120 channels and 0.29-nm Channel Spacing," IEEE Photonics Technology Letters, Vol. 10, No. 1, January 1998	
	CU	W. Tang, et al., "Electrostatically Balanced Comb Drive for Controlled Levitation," Reprinted from Technical Digest IEEE Solid-State Sensor and Actuator Workshop, June 1990; pp. 198-202	
	CV	L. Torcheux et al., "Electrochemical Coupling Effects on the Corrosion of Silicon Samples in HF Solutions," J. Electrochem.Soc., Vol. 142, No. 6, June 1995	
	CW	P. VanKessel et al., "A MEMS-Based Projection Display," Proceedings of the IEEE, Vol. 86, No. 8, August 1998; pp. 1687-1704	
	CX	Microfabricated Silicon High Aspect Ratio Flexures for In-Plane Motion; dissertation by C. Keller, Fall 1998	
	CY	Gimballed Electrostatic Microactuators with Embedded Interconnects; dissertation by L. Muller; Spring 2000	
	CZ	Transducer Elements, Piezo Systems, Inc., Cambridge MA, Catalog #3, 1998, pgs. 30-45.	

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